

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FRANK M. PECK,

Case No.: 2:17-cv-01620-JAD-VCF

Petitioner

V.

BRIAN WILLIAMS, et al.,

Respondents

**Order Granting *Nunc Pro Tunc* Extension
of Time to File Motion to Dismiss and
Granting Extension of Time to Oppose
Motion to Dismiss to October 31, 2022**

[ECF Nos. 106, 116]

Both parties in Frank M. Peck's 28 U.S.C. § 2254 habeas action seek extensions of time.

10 Respondents move for a *nunc pro tunc* one-day extension of time to file their response to the
11 petition.¹ Peck asks for an extension of time to file an opposition to the motion to dismiss.²
12 Good cause appearing,

13 IT IS ORDERED that respondents' fourth motion for extension of time to file a response
14 to the petition [ECF No. 106] is GRANTED *nunc pro tunc*.

15 IT IS FURTHER ORDERED that petitioner's unopposed first motion for extension of
16 time to file an opposition to the motion to dismiss [ECF No. 116] is **GRANTED** *nunc pro tunc*.

17 | The deadline to oppose the motion to dismiss is extended to October 31, 2022.

U.S. District Judge Jennifer A. Dorsey
Dated: August 31, 2022

²³ ¹ ECF No. 106. Counsel for respondents indicates that she inadvertently electronically filed the response five minutes after the deadline on August 16, 2022, at 12:05 a.m. *Id.* at 2.

2 ECF No. 116.